

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO,
EASTERN DIVISION

GRANTED: ~~X~~ DENIED:

IT IS SO ORDERED.

Donald C. Nugent 4/11/13

U.S. District Judge

DEBORAH GALOSKI, individually and on)
behalf of all others situated,)
)
Plaintiff,)
)
vs.)
)
APPLICA CONSUMER PRODUCTS)
)
Defendants.)

CASE NO. 1:14-CV-00553

JUDGE DONALD C. NUGENT

**JOINT MOTION FOR ORDER
DIRECTING NOTICE TO CLASS AND
APPROVAL OF PROPOSED NOTICE
PLAN AND NOTICE DOCUMENTS**

Plaintiff, Deborah Galoski, and Defendant, Applica Consumer Products, by and through the undersigned counsel (herein “the Parties”) respectfully move this Court to order that notice of this action be issued to the classes certified by this Court, and approve the plan, outlined below, for such issuance of notice to the class. Further, the Parties request that the Court approve the draft forms of publication and mail notice attached hereto as Exhibit 1 and Exhibit 2, respectively.

Both the proposed plan and the notice documents have been agreed upon by the Parties. Accordingly, it is respectfully requested that this Court order the notice be issued in the manner set forth below, and in the attached Exhibits.

I. Factual and Procedural History

Plaintiff Deborah Galoski filed a putative class action against Defendant for its sale of “ultrasonic” pest repellents which allegedly did not perform as expected. On August 28, 2015, this Court granted Plaintiff’s motion for class certification, certifying a class of purchasers in Ohio,